



Paper No. 10

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MAY 06 2003

OFFICE OF PETITIONS

In re Application of :
Shubhada Godbole, Bryan Boyle, :
Nancy Mize, Cenhua Deng, : DECISION NOTING JOINDER
Ryle Goodrich, Matthew Arterburn, : OF INVENTOR AND PETITION
Ping Zhou, Y. Tom Tang, : UNDER 37 C.F.R. § 1.47(a)
Chenghua Liu, George Yeung and : MOOT
Radoje Drmanac :
Application No. 09/756,247 :
Filed: January 8, 2001 :
Title: INFORMATION PROCESSING :
APPARATUS AND METHOD, AND RECORDING :
MEDIUM THEREFOR :

This is a decision on the "Request for Reconsideration of
Petition under 37 CFR 1.47(a)," filed May 1, 2003.

The petition is **DISMISSED AS MOOT**.

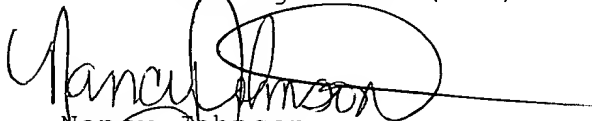
The above-identified application was filed on January 8, 2001,
with an unexecuted declaration. Shubhada Godbole, Bryan Boyle,
Nancy Mize, Cenhua Deng, Ryle Goodrich, Matthew Arterburn, Ping
Zhou, Y. Tom Tang, Chenghua Liu, George Yeung and
Radoje Drmanac were named as joint inventors. In response to a
"Notice to File Missing Parts of Nonprovisional Application -
Filing Date Granted (Notice)" mailed December 18, 2001,
applicants timely filed the initial petition asserting that
status under § 1.47 was proper because inventor Godbole refused
to join in the application. Accompanying the petition was four
separate declarations, identifying all inventors and executed in
combination by all of the joint inventors, except inventor
Godbole. However, the petition was dismissed for failure to
provide adequate proof of the unavailability of inventor Godbole.
(Decision mailed March 18, 2003).

On instant request for reconsideration, applicants timely replied
with a declaration executed by previously non-signing inventor
Godbole. This declaration (considered in combination with the
declarations previously filed May 8, 2002) has been reviewed and
found in compliance with 37 CFR 1.63 and 1.64.

In view of the joinder of the joint inventor, further
consideration under 37 CFR 1.47(a) is not necessary and the
petition is considered moot. This application does not have any
Rule 1.47(a) status and no such status should appear on the file
wrapper. This application need not be returned to this Office
for further consideration under 37 CFR 1.47(a).

The application file is being returned to the Office of Initial Patent Examination for completion of pre-examination processing.

Telephone inquiries regarding this decision should be directed to the undersigned at (703) 305-0309.



Nancy Johnson
Petitions Attorney
Office of Petitions